

December 31. Point of Diversion: From Oak Creek at a point S. 81 degrees 00 minutes W. 2500 feet and from the NE corner Sec. 2, T. 16 S., R. 4 E. into a pipe line and used for generating power for the operation of a grist and flour mill at Spring City, and after thus used said water to be returned into the main canal.

Provided, that as between the Horse Shoe Irrigation Company, a corporation, and the said Spring City Roller Mill Company the said Spring City Roller Mill Company is awarded a prior right to the use of  $3\frac{1}{2}$  c.f.s. of the flow of the waters of Oak Creek in Sanpete County, Utah, for power purposes at all times during each and every year;

That when the flow of said Oak Creek at the diversion dam of said Mill Company shall equal 7 c.f.s. and not exceeding that quantity, then on such occasions the said Spring City Roller Mill Company is entitled to the use of 5.23 c.f.s. at above mentioned point for said purposes;

When the waters of said Oak Creek exceed the flow of  $3\frac{1}{2}$  c.f.s. or 5.23 c.f.s., then the Horse Shoe Irrigation Company may not divert from the said Spring City Roller Mill Company any portion of the  $3\frac{1}{2}$  c.f.s. when the entire flow of said Oak Creek at point of diversion is below 7 c.f.s., nor shall it divert any part of the 5.23 c.f.s. at any time when the flow of said creek equals or exceeds 7 c.f.s.

#### OAK CREEK AND CANAL CREEK.

TO HORSESHOE IRRIGATION COMPANY, INC.,  
Spring City, Utah.

#### IRRIGATION:

(a) 66.24 c.f.s. Priority: 1853. Period of Use: April 1 to October 15.

(b) 1.48 c.f.s. Priority: 1870. Period of Use: April 1 to October 15.

(c) 6.72 c.f.s. Priority: 1878. Period of Use: April 1 to October 15.

(d) 20.26 c.f.s. Priority: 1880. Period of Use: April 1 to October 15. Points of Diversion: To be diverted at any or all of the following points of diversion:

(1) From Oak Creek at a point approximately in the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  Sec. 1, T. 16 S., R. 4 E. into the Mill Race Canal.

(2) From Oak Creek at a point 140 ft. W. and 100 ft. S. of the NE corner Sec. 33, T. 15 S., R. 4 E. into the High Water Ditch.

(3) From Oak Creek at a point 30 ft. W. and 2325 ft. N. of the SE corner Sec. 24, T. 15 S., R. 3 E. into the Chimney Ditch.

(4) From Oak Creek at a point 300 ft. W. and 645 ft. S. of the NE corner Sec. 26, T. 15 S., R. 3 E., into an unnamed ditch.